



1FW\$

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: March 24, 2005 Signature: \_\_\_\_\_

(Arnold H. Krumholz)

Docket No.: AMMAR 3.0-001  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Ronald A. Klempner

Application No.: 10/600,503

Group Art Unit: 3652

Filed: June 20, 2003

Examiner: G. W. Adams

For WASTE TRANSFER SYSTEM  
:

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Office Action mailed February 10, 2005, setting forth a Restriction Requirement in the above-identified application. In the Office Action, the Examiner required restriction to one of the following inventions under 35 U.S.C. §121:

I. Claims 1-32, drawn to an apparatus for the transfer of waste material;

II. Claims 33-37, drawn to a method for the transfer of waste material; and

III. Claims 38-46, drawn to an apparatus for the transfer of waste material comprising a container.

While applicant does not believe the Examiner's position with respect to the inventions being distinct is correct, in order to expedite the prosecution of this application, applicant hereby provisionally elects Invention I; namely that of claims 1-32, drawn to an apparatus for the transfer of waste material.

Applicants reserve the right to file a divisional application corresponding to the non-elected claims.

Application No.: 10/600,503

Docket No.: AMMAR 3.0-001

In the event any fee is due in connection with the present response, the Examiner is authorized to charge Applicant's Deposit Account No. 12-1095 therefor.

Dated: March 24, 2005

Respectfully submitted,

By 

Arnold H. Krumholz

Registration No.: 25,428

LERNER, DAVID, LITTENBERG,

KRUMHOLZ & MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

(908) 654-5000

Attorney for Applicant

553365\_1.DOC